

Rya W. Zobel
United States District Judge
District of Massachusetts

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U.S. DISTRICT COURT
DISTRICT OF MASSACHUSETTS

February 20, 2006

Re: Civil Action No: 05-40146-RWZ
McGaffery v. Winn

Your Honor,

Hopefully this letter will not be seen as anything more than what it is, a cry of frustration. I'm stuck and don't really know how to procede. You ordered me to begin the Administrative Remedies, which I did over a month ago. You also ordered us to "cooperate to conclude ... within the time frame set", and finally you ordered both of us to report to you by the end of the year on the progress made. As of

to date, and to the best of my knowledge, Mr. Winn and his representatives have not complied with your Honor's order. Normally, I would not complain, but under the circumstances I feel I must. Last week I was sent out to the hospital on three different occasions. I cannot eat, as everything I eat cannot be digested and I end up vomiting it. I have become so dehydrated that it took 12 attempts to place an IV into my arm as my veins kept collapsing. I have lost 15 lbs since Jan 1 and my condition keeps deteriorating. I have spent days on end in the clinic here while never seeing a doctor (only a PA). The doctors are all too busy. They have no idea what is wrong.

with me and rather than consult a specialist (eg a gastroenterologist), they ask me for a diagnosis!!

I'm sorry, I don't mean to go on. As I said, I'm very frustrated, and believe only you can help. I know I broke the law, and I was wrong, and deserve the punishment I got. I'm asking to spend the balance of that punishment (at this point 5 months left) under house confinement where I can be treated by the doctors who have done so and will continue. They are used to all the quirks, of the special needs, etc of my system and allow me to have some semblance to a normal life.

Thank you for hearing me out and allowing me to ramble. It would be a great help if you could schedule my Motion for Summary Judgement as soon as possible.

Sincerely,
Robert M McCaffery
57977-066